1 2 3 4 5 6 7	Michele R. Stafford, Esq. (SBN 172509) Adrian L. Canzoneri, Esq. (SBN 265168) SALTZMAN & JOHNSON LAW CORPORATI 44 Montgomery Street, Suite 2110 San Francisco, CA 94104 (415) 882-7900 (415) 882-9287 – Facsimile mstafford@sjlawcorp.com acanzoneri@sjlawcorp.com Attorneys for Plaintiffs  UNITED STATES	ON  DISTRICT COURT
8	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
9		
10	RUSSELL E. BURNS, et al.,	Case No.: C14-05115 JSW
11		
12	Plaintiffs, v.	PLAINTIFFS' REQUEST TO CONTINUE CASE MANAGEMENT
13	MRB CALIFORNIA ENTERPRISES, INC., a	CONFERENCE; [ <del>PROPOSED]</del> ORDER THEREON
14	California Corporation; MUSU BENNETT, an Individual,	
15	Defendant.	Date: February 27, 2015 Time: 11:00 a.m. Dept.: Courtroom 5, 2 <sup>nd</sup> Floor, Oakland, CA
16		Judge: Honorable Jeffrey S. White
17	Plaintiffs respectfully request that the Case Management Conference, currently scheduled	
18	for February 27, 2015, be continued for approximately sixty (60) days, or as soon thereafter as	
19	may be convenient for the Court. Good cause exists for the requested continuance as follows:	
20		
21	1. As the Court's records will reflect, this action was filed by Plaintiffs on November	
22	19, 2014 to compel Defendants' compliance with its obligations to pay monthly contributions to	
23	Plaintiffs for hours worked by its employees, pursuant to its Collective Bargaining Agreement	
24	[Dkt. 1].	
25	2. Personal service on Defendant MRB California Enterprises, Inc. ("MRB") was	
26	completed on January 9, 2015. Personal service was completed on Defendant Musu Bennett on	
27	February 6, 2015. Proofs of Service of Summons for Defendants MRB and Musu Bennett were	
28	filed with the Court on February 2, 2015 and February 19, 2015, respectively [Dkt. 11 & 15].  PLAINTIFFS' REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE; [PROPOSED] ORDER	

THEREON

Case No.: C14-05115 JSW

 $P:\ CLIENTS\ OE3CL\ MRB\ California\ Enterprises\ Pleadings\ Request\ To\ Continue\ CMC\_22015. docx$ 

3. Defendant MRB failed to file a responsive pleading to Plaintiffs' complaint by its deadline. On February 11, 2015, Plaintiffs filed a Request for Entry of Default [Dkt. 13]. 4. Default was entered as to Defendant MRB on February 12, 2015 [Dkt. 14]. 5. Defendant Musu Bennett has yet to file a responsive pleading to Plaintiffs' complaint. Defendant Musu Bennett's deadline to file a responsive pleading is February 27, 2015. 6. There are no issues that need to be addressed by the parties at the currently scheduled Case Management Conference. In the interest of conserving costs, as well as the Court's time and resources, Plaintiffs respectfully request that the Case Management Conference, currently scheduled for February 27, 2015, be continued for approximately sixty (60) days, to allow sufficient time for Defendant to respond to Plaintiffs' complaint. If Defendant fails to respond by the deadline, Plaintiffs will Request Entry of Default against Defendant Musu Bennett, and then prepare a Motion for Default Judgment as to all Defendants. 13 Date: February 20, 2015 SALTZMAN & JOHNSON LAW CORPORATION /S/15 By: Adrian L. Canzoneri Attorney for Plaintiffs IT IS SO ORDERED. Based on the foregoing, and GOOD CAUSE APPEARING, the currently set Case Management Conference is hereby continued to April 24, 2015at 11:00 a.m., All related deadlines are extended accordingly. 22 Huy Swhits Date: February 23, 2015 ATES DISTRICT JUDGE

28

1

2

3

4

5

6

7

8

9

10

11

12

14

16

17

18

19

20

21

23

24

25

26

27

PLAINTIFFS' REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE; [PROPOSED] ORDER

Case No.: C14-05115 JSW